



PATENT

#13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yasuyuki Miyazawa, et al.)

S.N.: 09/869,458)

Examiner: Kahsay Habte, Ph.D.)

Filed: June 26, 2001)

Art Unit: 1624)

Confirmation No: 4193)

For: PROCESS FOR PRODUCING)
ACRYLIC ACID DERIVATIVE)

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Lia H. Costello

Lia H. Costello, Legal Assistant

RESPONSE TO RESTRICTION
REQUIREMENT

AND

PETITION UNDER 37 CFR 1.48(b)

07/19/2002 NMOHAMM1 00000129 131992 09869458

01 FC:122

130.00 CH

Box FEE Amendment
Hon. Commissioner for Patents
Washington, DC 20231

Dear Sir:

The Office Action Summary, mailed June 27, 2002, having a shortened statutory period for response set to expire July 27, 2002, requires restriction to one of the following alleged patentably distinct claimed inventions under 37 C.F.R. 1.499.

In particular, he has restricted the invention to the following Groups:

I. Claim(s) 1-6, drawn to a process of making compounds represented by Formula II with either a formic acid ester or an orthoformic acid ester in the presence of Lewi acid and base;

II. Claim(s) 5-6, drawn to substituted pyrimidines;

III. Claim(s) 7-9, drawn to a process of making acrylic acid derivatives represented by the Formula III with either a formic acid ester or an orthoformic acid ester in the presence of Lewi acid and base;

IV. Claim(s) 10-13, drawn to a process of making compounds represented by the formula (IV) by reacting formyl with an alcohol;

V. Claim(s) 14-24, drawn to a process of making compounds represented by the formula (VI-1) using alkylating agent, phase transfer catalyst, and alkali metal hydroxide;

VI. Claim(s) 25-26, drawn to a process of making compounds represented by the formula (XII) using tertiary amine, silica compound of formula (IX), orthoformic acid ester, etc.; and

VII. Claim(s) 27-34, drawn to a process of making alphaalkoxymethylenecarbonyl compounds represented by the formula (XV), using phase transfer catalyst, mixed solvent, etc.

Applicants elect Group I, Claim 1-6. Applicants initially makes this election with traverse.



AMENDMENT A
[37 CFR 1.48(b)]

The inventors of the elected claims are:

Yasuyuki MIYAZAWA
Takahiro SAGAE
Hiroyuki YAZAKI
Makoto FUNABORA
Satoru YAMAZAKI

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More specifically, pursuant to 37 CFR 1.48(b), the deleted inventors are:

Yutaka ISHII
Mitsuru TAKASE
Yoshiyuki IIYOSHI
Noriaki KAWAHARA

Accordingly, Applicants amend the application by deleting the above named inventors under 37 CFR 1.48(b).

The petition fee due under 37 CFR 1.17i is \$130.00. Please charge Account No. 13-1992 in the amount of \$130.00.


CONCLUSION

A Notice of Allowance is earnestly solicited.

If the Office is not fully persuaded as to the merits of Applicant's position, or if an Examiner's Amendment would place the pending claims in condition for allowance, a telephone call to the undersigned at (727) 538-3800 would be appreciated.

Very respectfully,

Dated: 7/11/02


Dennis G. LaPointe
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